EASTERN DISTRICT OF NEW YORK	
PLUMBERS' & PIPEFITTERS' LOCAL #562 SUPPLEMENTAL PLAN & TRUST and PLUMBERS' & PIPEFITTERS' LOCAL #562 PENSION FUND, On Behalf of Themselves and All Others Similarly Situated,	-x : 08-cv-1713 (ERK) (WDW) : : : ECF CASE
Plaintiff,	: :
vs.	NOTICE OF MOTION
J.P. MORGAN ACCEPTANCE CORPORATION I, $\it et al.$,	: :
Defendants.	; ;

PLEASE TAKE NOTICE that, upon the accompanying declaration of Dorothy J. Spenner, dated May 7, 2010, and the exhibits attached thereto, the accompanying memorandum of law in support of this motion, and any other submissions that shall be made in support of this motion, the undersigned counsel, on behalf of Defendants J.P. Morgan Acceptance Corporation I, J.P. Morgan Securities Inc., David M. Duzyk, Louis Schioppo, Jr., Christine E. Cole, and Edwin F. McMichael, will move this Court, before the Honorable Edward R. Korman, at the United States Courthouse, 225 Cadman Plaza East, Brooklyn, New York, 11201, on a date and time to be determined by the Court, to dismiss the Amended Complaint, in its entirety and with

Page 7 of 14

- 7. (Previously presented) The full-length variant of claim 5, wherein said variant comprises the following substitutions: R137P+R139P+S142P.
- 8. (Previously presented) The full-length variant of claim 5, wherein said variant comprises the following substitutions: R137P+S142P.
- 9. (Previously presented) The full-length variant of claim 5, wherein said variant comprises the following substitutions: S132P+R137P+R140P.
- 10. (Previously presented) The full-length variant of claim 5, wherein said variant comprises the following substitutions: S132P+R140P.
- 11. (Previously presented) A full-length variant of the interferon gamma (IFNG) polypeptide of SEQ ID NO: 1, said variant exhibiting IFNG activity and consisting of up to 10 residue modifications from residues 1 through 131 of SEQ ID NO: 1, an amino acid substitution in position R137 and an amino acid substitution in position R140.
- 12. (Original) The full-length variant according to claim 11, wherein said variant comprises the substitutions R137X+R140P, wherein X is any amino acid residue, except arginine and lysine.
- 13. (Original) The full-length variant according to claim 11, wherein said variant comprises the substitutions R137P+R140X, wherein X is any amino acid residue, except arginine.
- 14. (Previously presented) The full-length variant of claim 11, wherein said variant comprises the substitutions R137P+R140P.

Page 8 of 14

- 15. (Previously presented) The full-length variant of claim 11, wherein said variant comprises at least one further modification in the C-terminal part from amino acid residue S132 to amino acid residue Q143.
- 16. (Original) The full-length variant according to claim 15, wherein said further modification comprises introduction of at least one cysteine residue.
- 17. (Original) The full-length variant according to claim 16, wherein said cysteine residue is covalently attached to a polymer molecule.
- 18. (Original) The full-length variant according to claim 17, where said polymer molecule is a linear or branched polyethylene glycol.
 - 19. (Cancelled)
- 20. (Previously presented) The full-length variant according to claim 11, wherein said modifications are substitutions.
- 21. (Previously presented) The full-length variant according to claim 20, wherein said variant comprises the substitution S99T.
- 22. (Previously presented) The full-length variant of claim 1, wherein said up to 10 residue modifications from residues 1 through 131 comprises at least one introduced and/or at least one removed amino acid residue comprising an attachment group for a non-polypeptide moiety.
- 23. (Previously presented) The full-length variant according to claim 22, wherein said up to 10 residue modifications comprises at least one introduced glycosylation site.

Page 9 of 14

- 24. (Original) The full-length variant according to claim 23, wherein said glycosylation site is an N-glycosylation site.
- 25. (Original) The full-length variant according to claim 24, wherein said N-glycosylation site is introduced in a position comprising an amino acid residue having at least 25% of its side chain exposed to the surface (as defined in Example 1 herein).
- 26. (Original) The full-length variant according to claim 25, wherein said N-glycosylation site is introduced in a position comprising an amino acid residue having at least 50% of its said chain exposed to the surface (as defined in Example 1 herein).
- 27. (Previously presented) The full-length variant of claim 24, wherein said N-glycosylation site is introduced by substitution.
- 28. (Currently amended) The full-length variant according to claim 1, wherein said up to 10 residue modifications is a substitution is-selected from the group consisting of G18S, G18T, E38N, E38N+S40T, K61S, K61T, S65N+Q67S, S65N+Q67T, N85S, N85T, K94N, Q106S and Q106T.
- 29. (Original) The full-length variant according to claim 28, wherein said substitution is selected from the group consisting of G18T, E38N+S40T, K61T, S65N+Q67T, N85T, K94N and Q106T.
- 30. (Original) The full-length variant according to claim 29, wherein said substitution is selected from the group consisting of G18T, E38N+S40T, K61T, S65N+Q67T and N85T.
- 31. (Original) The full-length variant according to claim 30, wherein said substitution is E38N+S40T.

Page 10 of 14

- 32. (Previously presented) The full-length variant according to claim 22, wherein said up to 10 residue modifications comprises an introduced cysteine residue.
- 33. (Currently amended) The full-length variant according to claim 32, wherein said cysteine residue is introduced in a position comprising an amino acid residue having at least 25% or of its side chain exposed to the surface (as defined in Example 1 herein).
- 34. (Currently amended) The full-length variant according to claim 33, wherein said cysteine residue is introduced in a position comprising an amino acid residue having at least 50% of its side chain exposed to the surface (as defined in Example 1 herein).
- 35. (Currently amended) The full-length variant according to any of claim 32, wherein said cysteine residue is introduced by substitution.
- 36. (Currently amended) The full-length variant according to claim 32, wherein said up to 10 residue modifications is a substitution is selected from the group consisting of N10C, N16C, E38C, N59C, N83C, K94C, N104C and A124C.
- 37. (Original) The full-length variant according to claim 36, wherein said substitution is selected from the group consisting of N16C, N59C and N16C+N59C.
- 38. (Previously presented) The full-length variant of claim 32, wherein said cysteine residue is covalently attached to a polymer molecule.
- 39. (Original) The full-length variant according to claim 38, wherein said polymer molecule is a linear or branched polyethylene glycol.

Page 11 of 14

40. (Previously presented) The full-length variant according to claim 22, wherein said up to 10 residue modifications comprises at least one introduced N-glycosylation site and at least one introduced cysteine residue.

41. (Cancelled)

- 42. (Currently amended) The full-length variant of claim 1, wherein said variant comprises an amino acid sequence from residue no. 1 to residue no. 131, which is identical to the amino acid sequence from residue no. 1 to residue no. 131 of huIFNG of SEQ ID NO: 1.
- 43. (Original) The full-length variant according to claim 42, wherein said variant is un-glycosylated.
- 44. (Previously presented) The full-length variant of claim 32, wherein said variant is glycosylated.
- 45. (Previously presented) A nucleotide sequence encoding the full-length variant of claim 1.
- 46. (Original) An expression vector comprising a nucleotide sequence as defined in claim 45.
- 47. (Currently amended) A An isolated host cell comprising a nucleotide sequence as defined in claim 45 or an expression vector according to claim 46.

Claims 48-49 (Cancelled)

50. (Currently amended) A composition comprising a a full-length IFNG variant of claim 1 and a carrier.

Page 12 of 14

51. (Previously presented) A pharmaceutical composition comprising a full-length variant of claim 1 and a pharmaceutically acceptable diluent, carrier or adjuvant.

Claims 52-55 (Cancelled)

56. (Withdrawn, currently amended) A method for treating or preventing-interstitial pulmonary diseases, said method comprising administering to a mammal, in particular a human being, in need thereof an effective amount of a full-length variant of claim 1.

Claims 57-58 (Cancelled)

- 59. (Previously presented) A method for producing a full-length IFNG polypeptide, said method comprising
- i) cultivating a host cell as defined in claim 47 under conditions suitable for production of the IFNG polypeptide, and
 - ii) recovering the IFNG polypeptide.